App. F. IX-4

1928-9 (Law)

File No. 98-28

Serial Nos. 1-4

Previous References

Mog 48-28, 1-6
" 222-29, 1-4
" " 5-8
" " 9-10.

Later References

Mog 243-29-1-2
Law. 70-30, 1-4
" 73-31 1 & 2
" 81-32 1-9.
Mog 235-35--1-5

P (12)

General and Revenue Secretariat.

Serial Nos.

Part B for May 1929

UBJECT

Vohira Ipatagama Dhirchandra Thera, Mallawana,
re. Gratuity amount due to him.

Swamy Ipatagama Dhirchandra Thera
Govt. no P 64279 23.4.29

Informs Govt - That Her Excellency in Council has
acted in the matter & that Tr. D.C. has been
addressed to make the payment

Notice dated 18-2-29 from the above named, under sec 80 C.P. Code claiming recovery of amounts alleged to have been misappropriated by Avilvar B. Venkatakrishnayya ex-Taluk Hur officer -

From the P.O.B it is not known to which Hur institution the complaint relate He however quotes a G.O. 793/Mur 46-28-6-D/15-10-28. The Hur Branch may therefore be requested to look up the necessary files &c -

Yes
20/2/29

20/2

Murrai Br

Murrai files nos 222-27 Sls 1- (3 collections) and 48-26 Sls 1 on the subject may kindly be obtained from the General Records.

C.G.
21/2/29

21/2

21/2

The facts of the case are shortly as follows Certain wet lands admittedly in the possn of the petitioner, were taken possn of by the Munsif of Gudalore Taluk as an endowment to a Hur: Institution called the Kanishaka temple. The Avilvar leased out the lands but on

fairing that
not above board, the Mer Dept refused to
accept the endowment. The lease amounts
for 24-25 & 25-26 are said to have been
not yet recovered & those for 26-27 & 27-28
were paid over by the amildar unauthorisedly
one Konatavalli annual.

On representation from Swami Dayanand
Bhishmachar, Govt passed order (Mer 48-28
authorising the Mer Coll to recover
the lease amts for 24-25 & 25-26 from the
lessees & pay over to the Swami & also to
hold the amildar personally responsible for
the lease amts for 26-27 & 27-28.

The Swami complains in the P.G.D
that no action is not taken as per Govt ord
referred to above & that unless the amounts
are recovered early from the amildar in
question, he is going to take legal
proceedings in the matter.

The previous A.R's opinion is
flagged U.

Draft to M.C. put up for order

27.2.29 (R.)

28/2
Issue
P.M.
6/3

General and Revenue Secretariat.

Land File No. 98 of 1928.

Serial No.	
3	Letter No. R.C. 36/28-29 dated 21/22 March 1929 from the Mysore Com^r forwarding D.C.'s letter of 14th March reporting how the matter stands & intimating that an adinterim reply has been sent to the party The D.C. Mysore is awaiting the report of the S.D.O as to the exact Sutta amount to be recovered from the assessee, one Venkata Krishnappa - Further report from Mysore Com^r may be awaited DSP 25/3/29 (L.R.)
3	Letter No R.C/36/28-29 dated 11/12 April 29 from R.C. intimating that the S.D.O is taking earnest action for the recovery of the Sutta outstanding with the lessee for the Years 24-25 & 25-26 & that the D.C., Shimoga has been addressed to recover the amount due from Asstdar one Venkataramanappa. Submitted for perusal. Draft endorsement to Swami Dayasagara

General and Revenue Secretariat | File No.

Serial No.

4 To Swami Dayananda Bhikshuacarya,
P 6427 / 23.4.29
intimating that the R C is taking necessary action in the matter & that the D C mysore will pay him the amt as soon as it is received.
P 6428 / 23.4.29 Copy to Mysr Conv.
Misl may perhaps be sent to Mysr: Branch for perusal and return before being filed
DOP 24.4.29 To the Mysore Br for perusal & return
24/4

15547/26/4

2/5

2/5/29

1/5/29

The Chief Secretary,

To the Govt,. of Mysore.

Sir .

Proving to the best satisfaction of the Govt, the Mal-administration of an Amildar Mr. B.Venkata-krishnappa in the capacity of the Tqmuz, officer-I applied permission to procute him for,

(a) Mis-appropriation of property in shape of paddy,

(b) Beach of Trust as a public servant being in charge of Taluq.

(c) Enticing a family woman giving her false hopes by giving possessi of the lands.

(d) Misrepresentation of facts before the Dept,Comr,. to get false orders and to induce him to recommend to the Govt, for the cancellation of the endowment.

The learned Dept,Comr,.of Mysore, after hearing me on the 31st Aug.28. furnished me an endorsment No.H2.336/27 D/ 6th Sept.28. in addition to the one already given as No H2. 346/27,D/9th Aug 28and reported against the Amildar praying permission to recover 2 years crops for the year 1926-27, as he has mis-appropriated on the false ground that he has paid to the illegal woman and the Govt Have passed an order as No.793/muz 48-28-6-D/ 15-10-28 to recover the amount from the Amildar in fault . It is already 4 months over- No action was taken either by the Govt or by the Dy Comr Mysore, on the order communicated to them - If the amount not recovered early from the Amildar in fault and paid to me, I will be put under the painful necessity of going to Law against the Govt for the recovery of the money due to me - Please acknowledge this as a notice under Sec 80. C.P.C.

15-2-1929

Yours most obt Servt

Swami Dandapani Sastri Krishnashar

Mallesvaram P.O,

Diary No. of letter replied to.....

File No.

Serial No. 2

General and Revenue Secretariat

( )

the *192*

No. Immediate 4981

To

The Murarai Company

Bangalore

Date of issue 2/2/29

Signed by

Sir,

In forwarding herewith Copy of Notice dated 15th Febr 1929 issued under Section 80 of the Code of Civil Procedure by Swami Dayasagara Bhishmacharya I am directed to invite

st of enclosures.....

Financial Secretary's reference to letter No: 793/ Mur 48-28-6 dated 15-10-28 addressed to you in the matter of recovering the Gutta amounts for the

Copied by.....

Examined by.....

over

years 1926-27 and 27-28
from the Amildar Concerned
and paying them over to
Dayasagara Krishnachar
and to request you to report
~~at once~~ what how the action has been
taken in the matter. Sd/-

I have etc

M. Lorsaq to Govt
Land D

MP
27.2.29

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

Bangalore, 21st March *192*

22

No. Jud 56 Qui 28-9

Law 98-28-3

FROM

P. G. D'Souza, Esq., P.A., P.L.,
The Muzrai Commissioner in Mysore.

To

P. Mahadevayya, Esq., P.A., P.L.,
Secretary to the Government of His Highness
the Maharaja of Mysore,
Law Department

SIR,

With reference to your letter No.P4981/Law 98-28-2 dated 7th March 1929 forwarding notice issued under Section 80 of the Code of Civil Procedure by Swamy Dayasagra Phishmachar in respect of the arrears of gutt amount due to him and requesting to be informed how the matter stands, I have the honour to forward herewith for information copy of Mysore District Deputy Commissioner's letter No. H2-346/27 dated 14th March--- 1929 stating how the matter stands and that an ad interim endorsement has been issued to the party.

I have the honour to be,

Sir,

Your most obedient servant

R. Narasimha Raghavachar
Assistant Commissioner
For Muzrai Commissioner.
(Absent from Station)

Letter No. H2-346/27 dated 14th March 1929 from the Deputy Commissioner, Mysore District, to the Mamlai Commissioner in Mysore, Bangalore

Swamy Dayasagra Phishmachar - recovery of Gutta amount.

With reference to your letter No. P.C.36 of 28-29 dated 8th March 1929 regarding the recovery and payment of arrears of gutta amount due to Swamy Dayasagra Phishmachar, I have the honour to state that orders have already been issued to the Sub Division Officer, Mysore, to arrange for the early recovery of gutta due for 1924-25 and 1925-26 outstanding with the lessees and to make payment to the Swamy and to report the result of action taken. As regards the gutta due for 1926-27 and 1927-28 paid to Komalavalli Ammal by the previous Amildar of Yedatore without authority, the Sub Division Officer, Mysore, has also been asked to report the exact amount of the price of gutta paddy for these two years. His report is awaited in the matter. A stringent D.O. reminder is written to him to-day to expedite collection and to submit his reply. Mr. Venkatakrishnappa willbe written to pay the amounts, after the Sub Division Officer's reply is received.

2. An interim endorsement has been issued to Mr. Dayasagra Phishmachar stating that the matter is receiving early attention.

"Copy"

for Mamlai Commissioner.

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

Bangalore,.....11th..A..p..r..i..l.....1929 .

12

No. PC 36 Final 28-9

FROM

P. G. D'Souza, Esq., B.A., B.L..
The Muzrai Commissioner in Mysore.

To

P. Mahadevayya, Esq., B.A., B.L.,
Secretary to the Government of His
Highness the Maharaja of Mysore,
Law Department.

SIR,

In continuation of this office letter No.P.C.36 of 28-29 - dated 28nd March 1929 reporting how the question of the recovery of the arrears of gutta due to Swamy Dayasagara Bhishmachar stands, I have the honor to forward herewith for the information of Government copy of Mysore District Deputy Commissioner's letter No.H2 346-27 dated 2nd April 1929 reporting that the Sub Division Officer is --- taking earnest action for the recovery of gutta outstanding with the lessees for the years 24-25 and 25-26 and that the Deputy Commissione Shimoga has been addressed to arrange to recover the amount due from Mr. Venkatakrishnappa and to remit the same to his office for being - paid to Swamy Dayasagara Bhishmachar deducting the Government dues.

I have the honor to be,

S i r,

Your most obedient servant,

R. Narasimha Ayyangar
Assistant Commissioner
Muzrai Commissioner.
(Absent on Station)

Letter No.H2-346/27 dated 2nd April 1929 from the Deputy Commissioner, Mysore District to the Muzrai Commissioner in Mysore.

- - - - - -

Swamy Dayasagara Phishmachar - recovery of gutta amount.

- - - - - -

In continuation of this office letter No.H2-346/27 dated 14th March 1929 regarding the recovery and payment of arrears of gutta -- amount due to Swamy Dayasagara Phishmachar on certain lands in ---- Yedatore Taluk, I have the honor to submit herewith a copy of memo received with the correspondence ending with Mysore Sub Division -- Officer's memo No.R2-973/27 dated 22nd March 1929 and to state that it is seen therefrom that the Sub Division Officer, Mysore, is taking earnest action for the recovery of gutta for 1924-25 and 1925-26 -- outstanding with the lessees. As regards the gutta amount delivered to Kamalavalli Ammal aggregating to Rs.362-8-3 for 1926-27 and 1927-28 after deducting kandayam for 1926-27 which she has paid, I have addressed the Deputy Commissioner, Shimoga District to arrange to recover the amount from Mr. Venkata-Krishnappa and to remit the amount to this -- office for being paid to Swamy Dayasagara Phishmachar less the kandayam for 1927-28 and other dues, if any, to Government due on the land.

"C o p y"

For Muzrai Commissioner.

No. 6427

Endorsement

To Swami Dayasagara Bhikshuva
Maleeswaram P.O
Sangabre

With reference to his
letter dated 15th February
1929 addressed to the
Chief Secretary to Govt.
Swami Dayasagara Bhikshuvachar
~~he~~ is informed that the
Revenue Board is taking ~~the~~ necessary action
~~Deputy Commissioner Chittoor~~
~~is requested to cause necessary~~
~~steps to recover the gotta~~
~~amount from the Inamdar~~
~~one Sri P. Venkata Krishna~~
and the ~~amount~~ that ~~is to be paid~~
~~to him by~~ the Deputy

Commissioner Mysore, has been addressed to arrange ~~in due course.~~ because the amount to make up after deducting the Govt

30

M for Secy to Govt Law Dept

P.M. 12/4

13/4 Jam 13/4

28/4/29

Copy to the Hon. Comm

with reference to his letter No

R.C. 36/28-9 dated 11/12

[illegible]